

ANE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

Applicants: KEIL, KURT

Group Art Unit: 3637

Serial No.: 09/892,359

Docket No.: KK#2-3

Filed: June 28, 2001

Preliminary Class: Unknown

Mark: STRUCTURAL TUBING
MEMBERS WITH FLARED OUT
END SEGMENTS FOR
CONJOINING

Examiner: Phi P A

RULE 116 REPLY BRIEF TO FINAL PTO ACTION OF APRIL 11, 2006

Commissioner for Patents
Box 1450
Alexandria, Va. 22313-1450

COPY TO PTO
ON 27 Sept 2006

Dear Sirs:

REMARKS

The last PTO action of April 2006, casts the pending 21 claims into three categories: allowable as presently set out in the clean claim set filed in October 2005 (11 claims); objected to but allowable, if their dependency is amended (4 claims); and finally rejected (6) claims.

Rider A attached here to sets out the current status of each pending claim plus the listing of independent claim 27, which effects the integration of claims 1 and 2, but concurrently eliminates the main claim 1, and dependent claim², as well. Allowable dependent claim 3 is amended to depend from new main claim 27. Allowable dependent claim 5 is also amended to depend from main claim 27, and allowable dependent claim 7 is also amended to depend from main claim 27. Thus the four allowable dependent claims (2,3,5 and 7) are now all properly recast to overcome the dependency objections of the Examiner.

IN THE CLAIMS

Amended claims 1,4,6,10,18, and 19 (6 in all) are cancelled herewith consistent with the final action.

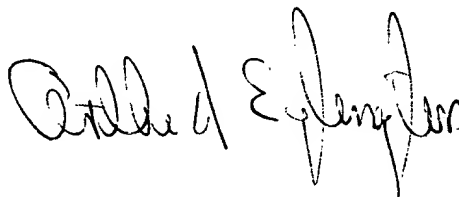
Kindly enter new main claim 27, which obviates the objection to original dependent claim 2, by integration with text of claim 1 as claim 27.

The following claims remain in the case allowable, and now are presented to be formally allowed: 3,5,7,8,9, and 11-17, 20 23, and 27, the last now allowable as including all the limitations of the ^{ORIGINAL} base claims 1 and 2.
^

Rider CLN enclosed presents all of the 15 allowable claims in clean text consistent with the PTO final action, also, the present emendments on dependency serve to effect the mandated claims interconnection.

There is no present need for a marked up set of claims, since all of their text were approved as earlier amended in this extended prosecution, the case having been file in June 2001 and the mostly allowable claim set made of record in 2005.

Respectfully,



Enclosures:

Rider SUM
Rider CLN

Arthur R. Eglington, Esq.
601 Stoney Run Road.,
Chestnut Hill, RD #5
Pottsville, Pa. 17901
Phone/Fax: (570) 38505021
Alternate Fax: (570) 385-2532

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service on 25 April 2006 in an envelope addressed to Commissioner of Patents, Box 1450 Alexandria, VA. 22313-1450.

